

59 (i) covered for compensation by the lessor under this chapter and Chapter 3, Utah  
60 Occupational Disease Act;

61 (ii) subject to this chapter and Chapter 3, Utah Occupational Disease Act; and

62 (iii) entitled to the benefits of this chapter and Chapter 3, Utah Occupational Disease  
63 Act, to the same extent as if the lessee, employee, or sublessee were employees of the lessor  
64 drawing the wages paid employees for substantially similar work.

65 (b) The lessor may deduct from the proceeds of ores mined by the lessees an amount  
66 equal to the insurance premium for that type of work.

67 (3) (a) A partnership or sole proprietorship may elect to include any partner of the  
68 partnership or owner of the sole proprietorship as an employee of the partnership or sole  
69 proprietorship under this chapter and Chapter 3, Utah Occupational Disease Act.

70 (b) If a partnership or sole proprietorship makes an election under Subsection (3)(a),  
71 the partnership or sole proprietorship shall serve written notice upon its insurance carrier  
72 naming the persons to be covered.

73 (c) A partner of a partnership or owner of a sole proprietorship may not be considered  
74 an employee of the partner's partnership or the owner's sole proprietorship under this chapter or  
75 Chapter 3, Utah Occupational Disease Act, until the notice described in Subsection (3)(b) is  
76 given.

77 (d) For premium rate making, the insurance carrier shall assume the salary or wage of  
78 the partner or sole proprietor electing coverage under Subsection (3)(a) to be 100% of the  
79 state's average weekly wage.

80 (4) (a) A corporation may elect not to include any director or officer of the corporation  
81 as an employee under this chapter and Chapter 3, Utah Occupational Disease Act.

82 (b) If a corporation makes an election under Subsection (4)(a), the corporation shall  
83 serve written notice naming the individuals ~~§~~→ who are directors or officers ←~~§~~ to be excluded  
83a from coverage:

84 (i) upon its insurance carrier [~~naming the persons to be excluded from coverage.~~], if  
85 any; or

86 (ii) upon the commission if the corporation is self insured or has no employee other  
87 than the one or more directors or officers being excluded.

88 (c) A corporation may exclude no more than five individuals ~~§~~→ who are directors or  
88a officers ←~~§~~ under Subsection

89 (4)(b)(ii).